

September 19, 2003

Paul H. Lohaus, Director
Office of State and Tribal Programs
US Nuclear Regulatory Commission
One White Flint North
11555 Rockville Pike, 3rd Floor
Rockville, MD 20852

03 SEP 25 AM 9:35

STP

Dear Mr. Lohaus:

In preparation for the August conference call with members of your staff, the Minnesota Department of Health revisited its schedule for becoming an Agreement State. The revised schedule is attached. As we have discussed, one of the more critical events is the approval by the Minnesota Legislature. Failure to complete the prerequisite actions in time to present the Agreement State package to the legislature could delay the process for a year.

As of this writing, MDH appears to be on track. The draft rules are being edited by Minnesota Reviser's Office. The rules have been submitted for NRC review. (The Medical and Transportation portions have been completed with only minor discrepancies.) In addition, a meeting with three key members of the regulated community has been completed. A meeting with our Agreement State Advisory Committee has been scheduled for October 1, 2003.

Please review the attached schedule and provide any comments or concerns.

Sincerely,



Linda Bruemmer, Manager
Asbestos, Indoor Air, Lead and Radiation Section
Environmental Health Division
(651) 215-0945

Attachment: Agreement State Schedule

cc: James Lynch, NRC
Cardelia Maupin, NRC

STP-006 Template
RDS: SP07

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Event		Event Time	Elapsed Time	Date	MN Dates
Part I - Review of Request for an Agreement	Minnesota Program notifies the Office of State & Tribal Programs of Draft Request submission			05/16/02	
	STP establishes NRC Review Team			06/14/02	
	STP receives draft request from Minnesota program	0	0	07/22/02	
	NRC Review Team concludes completeness review	3	3	08/12/02	
	NRC Review Team provides any comments resulting from the completeness review	3	6	09/12/02	
	Minnesota Rulemaking - Notice of Intent in State Register				9/15/2003
	Minnesota - Preliminary comment period for rules ends				10/20/2003
	Governor's Office Review/Approval to Request Comments - TENTATIVE				
	Minnesota 30-day comment period on proposed rules - TENTATIVE				11/19/2003
	Minnesota 60-day notice period for rules - TENTATIVE				11/14/2003
	NRC Chairman receives formal request from the Governor of Minnesota - GOAL	8	14	12/01/03	
	NRC Review Team completes review of formal request	8	22	01/26/04	
	Minnesota Legislature in Session - Application introduced for approval				2/2/2004
	NRC Review Team completes negative consent Commission Paper	2	24	02/09/04	

Part II - FR publication & Public Comment Period	NRC Offices concur on Commission Paper	3	27	03/01/04	
	EDO sends Paper to Commission	2	29	03/15/04	
	Commission gives negative consent	2	31	03/29/04	
	First Publication in FR	1	32	04/05/04	
	Public Comment period ends	4	36	05/03/04	
	Minnesota Legislature Adjourns - Deadline for getting Legislative approval until 2005				5/18/2004
	NRC Review Team analyzes comments; completes final assessment and Commission Paper	4	40	05/31/04	
Part III - Final Processing & Commission approval	NRC Offices concur on final assessment and Paper	3	43	06/21/04	
	EDO signs paper	2	45	07/05/04	
	Commission SRM approving Agreement (includes arrangements for signing Agreement)	4	49	08/02/04	
	Effective Date of Agreement	4	53	08/30/04	